

## **Indiana Regulated Occupations Evaluation Committee Minutes of the September 19, 2012 Committee Meeting**

### **Call to Order & Establishment of Quorum**

The Regulated Occupations Evaluation Committee (ROEC) meeting was called to order on Wednesday, September 19, 2012 in Conference Room W064 at 9:00 a.m.

Committee members present:

- Barry Boudreaux, Acting Chair
- Gloria Downham
- Frances Kelly
- Deanna Malatesta
- Dave Miller
- Sally Spiers
- Rita Springer

IPLA staff members present:

- Gale Albright
- Marty Allain
- Lisa Bentley

### **Review of Minutes of August 24, 2012 meeting**

The August 24, 2012 minutes were reviewed and unanimously approved by committee members.

### **Findings and Recommendations of the Respiratory Care Committee and the Indiana Auctioneer Commission**

#### *Respiratory Care Committee*

Deanna Malatesta stated that her observation is that this committee makes a case for certification but she does not see that they need full licensure.

Frances Kelly responded that her concern is that at the point that an individual would require respiratory care he or she is unable to check credentials through a national organization. She also pointed out that it appears as if committees and/or boards being reviewed are penalized for having strong state and national associations. She explained this by pointing out that each time a board/committee does have a strong association it is suggested they be certified rather than having full licensure. Currently the state association does not have the ability to “police” members.

Dave Miller stated that he sees this as a quality of care issue and from a prosecuting standpoint it would be impossible to prosecute someone with a certification, but they can prosecute someone who holds a license.

Rita Spears pointed out that in many medical facilities, payment of respiratory therapy requires that the individual providing the service be licensed.

Mr. Miller said that from the Attorney General's point of view they would prefer either licensure or deregulation because without licensure it creates an expectation that is not available to the public. This structure works because the way it is designed. He also volunteered to send the committee some complaint numbers for the boards and commissions that have already been reviewed.

Deanna asked him to break down the consumer complaints by using the most recent numbers available and the types of complaints.

Barry Boudreaux then instructed PLA staff to inform the Board Directors that in the future they need to help the boards/commissions breakdown the types and numbers of complaints to be included with their presentations.

#### *Indiana Auctioneer Commission*

Gloria Downham informed committee members that she did not feel the Indiana Auctioneer Commission made a case for full licensure.

Dave reminded the committee members that sometimes the only recourse is to pull an auctioneer's license in an attempt to get some type of restitution for individuals that have been victimized out of their money, property and goods.

It was pointed out that the reason Indiana has an auctioneer license, is because there is a very large number of auctioneers within the state of Indiana.

Frances Kelly said that she felt during the last meeting the committee came to the conclusion that there should be some reduction in the number of licenses held by this commission such as to combine the Auction House and Auction Company licenses.

A decision regarding the Respiratory Care and Indiana Auctioneer Commission will be made after the scoring sheet has been reviewed and shared.

#### **Review of Final Report including recommendations**

1. Real Estate Appraiser Licensure & Certification Board – **Retain**
2. Physical Therapy Committee - **Modernize the committee by removing it from the Medical Licensing Board in favor of an independent board.**

3. Athletic Trainers Board – **Retain. Consider changes to reciprocity rules.**
4. Physician Assistant Committee – **Retain. Consider modifications to the Physician Assistant – Physician relationship (supervision, chart review provisions)**

#### **Discussion of IPLA/Regulatory Cross-Cutting Issues**

**Recommendation:** Eliminate licensure for Professional Corporations.

#### **Review Schedule**

**DECEMBER 5, 2012 – 9am-12pm**

- TBD

**JANUARY 23, 2013 – 9am-3pm**

- Indiana Behavioral Health and Human Services Licensing Board – “Part A & B” presentation
- State Board of Funeral and Cemetery Service – “Part A & B” presentation

**FEBRUARY 27, 2013 – 9am-12pm**

- Findings and Recommendations of the Indiana Behavioral Health and Human Services Licensing Board and the State Board of Funeral and Cemetery Service

**APRIL 17, 2013 – 9am-3pm**

- Medical Licensing Board of Indiana – “Part A & B” presentation
- Indiana Real Estate Commission – “Part A & B” presentation

**MAY 22, 2013 – 9am-3pm**

- Findings and Recommendations of the Indiana Medical Licensing Board of Indiana and the Indiana Real Estate Commission

#### **Adjournment**

Acting Chairman Boudreaux adjourned the meeting at approximately 11:55 a.m.

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Barry Boudreaux, Acting Chair

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Date

Indiana Regulated Occupations Evaluation Committee

**Next Scheduled Meeting:**

October 24, 2012

9:00 a.m.

Indiana Government Center South

Conference Room W064